

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

MALCOLM JOHNSON,  
an individual,

Plaintiff,

VS.

SCHNUCK MARKETS, INC.,

Defendant.

CASE NO.: 4:17-cv-01932-SPM

**JOINT NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE**

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiff, Malcolm Johnson, and defendant, Schnuck Markets, Inc., jointly file this Notice of Voluntary Dismissal Without Prejudice. The parties seek to voluntarily dismiss the above entitled action, **without** prejudice.

Dated: November 6, 2017

Respectfully Submitted,

**BIZER & DERREUS**

Attorneys for Plaintiff

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# SO ORDERED.

Nov 6, 2017

By: /s/ Garret S. DeReus

Garret S. DeReus

\*\*\*AND\*\*\*

Respectfully submitted,

By: /s/ Ryan C. Turnage  
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Attorneys for Schnuck Markets, Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that on this 6th day of November, 2017, I served a copy of the foregoing pleading on defendant via ECF filing.

By: /s/ Garret S. DeReus  
Garret S. DeReus